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12 Attorneys for Plaintiff and Counterclaim Defendant
APPLIED SIGNAL TECHNOLOGY, INC. and
13 Third-Party Defendant COMTECH EF DATA, CORP.

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 APPLIED SIGNAL TECHNOLOGY, INC.

18 Plaintiff,

19 vs.

20 EMERGING MARKETS COMMUNICATIONS,
21 INC., EMC SATCOM TECHNOLOGIES, INC.,
22 PARADISE DATACOM, LLC, and VIASAT,
INC.,

23 Defendants.

24 AND RELATED COUNTERCLAIMS AND
25 THIRD PARTY CLAIMS
26

Case No. 09-CV-02180-SBA

JOINT STATUS REPORT ON THE
PROGRESS OF SETTLEMENT
BETWEEN APPLIED SIGNAL,
COMTECH EF DATA, EMERGING
MARKETS COMMUNICATIONS, AND
EMC SATCOM TECHNOLOGIES, AND
REQUEST FOR EXTENSION OF
RELIEF FROM THE CASE
MANAGEMENT SCHEDULING
CONFERENCE ORDER

1 Pursuant to the Court's order dated August 12, 2010 (Dkt. No. 153), defendants
2 Emerging Markets Communications, Inc., EMC Satcom Technologies, Inc. (collectively
3 "EMC"), plaintiff and counter-defendant, Applied Signal Technology, Inc. ("AST"),
4 third-party defendant Comtech EF Data Corp. ("Comtech"), submit this joint status report
5 on the progress of settlement.

6 As previously reported to the Court, AST, Comtech, and EMC agreed at the
7 settlement conference before Magistrate Judge Zimmerman to settle their dispute. The
8 parties have exchanged written draft settlement license proposals and are in general
9 agreement on many license terms, though certain terms are still subject to ongoing
10 negotiation.

11 On September 3, 2010, the parties filed a Joint Status Report requesting additional
12 time to finalize their settlement to September 24, 2010. The Court granted that extension
13 on September 19, 2010. However, due to a number of factors, including the many
14 unusual and customized provisions being negotiated, the parties continue to work
15 diligently to finalize their agreement. As such, the parties respectfully and jointly
16 stipulate and request that the Court extend its September 19, 2010 order granting relief
17 from the Case Management Conference Scheduling Order for a period of thirty one (31)
18 days from the existing date of September 24, 2010 to Monday, October 25, 2010. The
19 parties will continue to work diligently during this time to finalize their settlement license
20 agreement, which the parties continue to expect will result in the dismissal of the EMC
21 entities from this litigation.

22
23 Date: September 22, 2010

SANDERS & PARKS P.C.

24 /s/ Rick N. Bryson

25 Rick N. Bryson, Esq.
26 and

1 AGILITY IP LAW
2 James C. Otteson, Esq.
3 ATTORNEYS FOR PLAINTIFF/
4 COUNTERDEFENDANT APPLIED SIGNAL
5 TECHNOLOGY AND THIRD-PARTY
6 DEFENDANT COMTECH EF DATA CORP.

7 Date: September 22, 2010

HARNESS, DICKY & PIERCE, PLC

8 /s/ Douglas A. Robinson
9 Rudolph A. Telscher, Esq.
10 Douglas A. Robinson, Esq.
11 ATTORNEYS FOR DEFENDANTS
12 EMERGING MARKETS
13 COMMUNICATIONS, INC. and EMC
14 SATCOM TECHNOLOGIES, INC.
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DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Douglas A. Robinson.

Date: September 22, 2010

SANDERS & PARKS P.C.

/s/ Rick N. Bryson

Rick N. Bryson

ATTORNEYS FOR PLAINTIFF/

COUNTERDEFENDANT APPLIED SIGNAL

TECHNOLOGY AND THIRD-PARTY

DEFENDANT COMTECH EF DATA CORP

ORDER

Pursuant to stipulation, it is hereby ordered that the Court's August 12, 2010 order (Dkt. No. 153) granting relief from the Case Management Conference Scheduling Order is extended 31 days from the existing date of September 24, 2010 to October 25, 2010. Plaintiff Applied Signal Technology, Inc. shall file a notice of dismissal, or a joint status report with EMC on the progress of settlement, by October 25, 2010.

Dated: 9/27/10



SAUNDRA BROWN ARMSTRONG
JUDGE, UNITED STATES DISTRICT COURT